

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION

**FILED**  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
SEP 21 2016

UNITED STATES OF AMERICA

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SEALED

BY  
DEPUTY

v.

No. 6:16CR 42  
Judge RC/KNM

NICKALAS GRAHAM

**INDICTMENT**

THE UNITED STATES GRAND JURY CHARGES:

**Count One**

Violation: 18 U.S.C. §§ 2252A(a)(1)  
and (b)(2) (Transportation of Child  
Pornography)

Between on or about August 17, 2015 and on or about August 30, 2015, in the Eastern District of Texas, **Nickalas Graham**, defendant, did knowingly transport any child pornography, as defined in Title 18, United States Code, Section 2256(8), using any means and facility of interstate and foreign commerce, and in or affecting interstate and foreign commerce by any means, including by computer. Specifically, the defendant, **Nickalas Graham**, using a file hosting service for cloud storage and the Internet, transported the following visual depictions:

FILE NAME	DESCRIPTION
HDV_0151 (5yo [REDACTED]).mp4	This video depicts a prepubescent female wearing a pink and brown striped dress and performing oral sex on an adult male's erect penis.

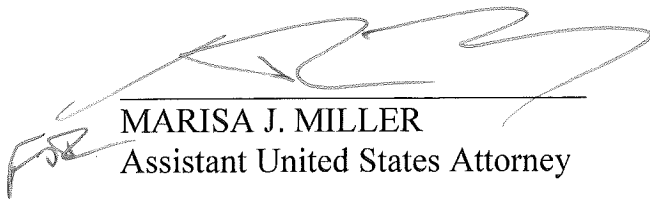
Video 10-08-2015 23 19 29.mp4	This video depicts a nude, prepubescent female standing and performing oral sex on an adult male's erect penis. The adult male then ejaculates on the prepubescent female's face.
niÃfÃ±o mamando verga 5 niÃfÃ±os teniendo sexo gay parte 1 nombre de busqueda mas rapida tito35niÃfÃ±os.mp4	This video depicts a nude, prepubescent male whose mouth and anus are penetrated by an adult male's penis.

In violation of 18 U.S.C. §§ 2252A(a)(1) and (b)(1).

A TRUE BILL

  
GRAND JURY FOREPERSON

JOHN M. BALES  
UNITED STATES ATTORNEY

  
MARISA J. MILLER  
Assistant United States Attorney

Date: 9/21/16

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No. 6:16CR

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NICKALAS GRAHAM

**NOTICE OF PENALTY**

**Count One**

Violation: 18 U.S.C. §§ 2252A(a)(1) and (b)(1)

Penalty: Imprisonment for not less than five years and not more than twenty years; but if the defendant has a prior conviction under this chapter, section 1591, chapter 71, chapter 109A, chapter 117, or under section 920 of title 10 (article 120 of the Uniform Code of Military Justice), or under the laws of any State relating to aggravated sexual abuse, sexual abuse, or abusive sexual conduct involving a minor or ward, or the production, possession, receipt, mailing, sale, distribution, shipment, or transportation of child pornography or sex trafficking of children, such person shall be imprisoned for not less than fifteen years and not more than forty years; a fine of not more than \$250,000; and a term of supervised release of not less than five years to life.

Special Assessment: \$ 100.00